IN THE HIGH COURT OF UTTARAKHAD AT NAINITAL

Writ Petition No. 95 of 2007 (S/B)

Bheemsen Dheeraj ..... Petitioner

Versus

State of Uttarakhand and others ..... Respondents

Sri Deepak Chandra Josh, Advocate for the petitioner.
Sri Ashish Joshi, Brief Holder for respondent No. 1.
Mr. Manish Kumar, Advocate holding brief of Sri D.S. Patni, Advocate for respondent Nos. 2, 3 & 4.
None for respondent No. 5.

Coram: Hon'ble J.C.S. Rawat, J.
Hon'ble Dharam Veer, J.

Sri Deepak Chandra Joshi, Advocate for the petitioner.

Sri Ashish Joshi, Brief Holder for respondent No. 1.

Mr. Manish Kumar, Advocate holding brief of Sri D.S. Patni, Advocate for respondent Nos. 2, 3 & 4.

None for respondent No. 5.

2. Learned counsel for respondent Nos. 2,3 & 4 raised preliminary objection that the petitioner can seek the remedy by filing the claim petition before the Public Service Tribunal, as such, the writ petition is not maintainable before this Court.

3. Learned counsel for the petitioner prays for and is granted permission to withdraw the writ petition with the liberty to file the Claim Petition before the Public Services Tribunal.

4. Accordingly, the writ petition is dismissed as withdrawn with the liberty to file the Claim Petition before the Public Services Tribunal.

(Dharam Veer, J.) **(J.C.S. Rawat, J.)**
30.05.2007 30.05.2007

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